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JAN 25 2007

RICHARD A. BASSING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SACRAMENTO, CA 95814

7 Attorneys for Defendant/Counter-Claimant
8 CITECT, INC., formerly doing business as
9 CITECHNOLOGIES, INC., a North Carolina Corporation

10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 SYSLUTIONS, INC., a California corporation,

Case No. C 06-00125 JW

15 Plaintiff,

**STIPULATION RE: SCHEDULING
ORDER AND [PROPOSED] ORDER
THEREON** *SW*

16 vs.

17 CITECT, INC., formerly doing business as
18 CITECHNOLOGIES, INC., a North Carolina
Corporation, and DOES 1 to 100, inclusive,

19 Defendants.

20
21 **RECITALS**

22 WHEREAS a Scheduling Order was entered in this case on or about October 25,
23 2006;

24 WHEREAS said Scheduling Order contains certain discrepancies with regard to
dates and times for events to occur in this case; and

25 WHEREAS the parties hereto wish to correct those discrepancies and clarify certain
dates for events in this case which were ambiguous based on said Scheduling Order,

26 IT IS HEREBY STIPULATED AND AGREED by Plaintiff/Counter-Defendant
27 SYSLUTIONS, INC., a California corporation, and Defendant/Counter-Claimant CITECT,

1 INC., formerly doing business as CITECHNOLOGIES, INC., a North Carolina
2 Corporation, by and through their respective counsel of record, as follows:

3 **STIPULATION**

4 1. The Recitals stated above are hereby incorporated into this agreement.
5 2. The last date for hearing dispositive motions in this case is May 21, 2007,
6 which is 42 days before the Preliminary Pretrial Conference and Trial Setting Conference.
7 This May 21, 2007 date supersedes and replaces the date of June 4, 2007 as listed on page
8 1 of the Scheduling Order.

9 3. A Preliminary Pretrial Conference and Trial Setting Conference is scheduled
10 in this matter for July 2, 2007 at 11:00 a.m., notwithstanding the reference to 10:00 a.m. on
11 page 1 of the Scheduling Order.

12 4. The last date to file a notice of motion to exclude an expert or any portion of
13 an expert's testimony or portion thereof is February 20, 2007. The last date for hearing, on
14 regular notice, any such motion to exclude is April 2, 2007.

16 IT IS SO STIPULATED, through counsel of record.

18 Dated: January ____ , 2007 LAW OFFICES OF TOM FIER

19
20 By: _____
21 TOM FIER
22 Attorneys for Plaintiff/Counter-Claim Defendant
23 SYSLUTIONS, INC., a California corporation

23 Dated: January 18, 2007 McGRANE GREENFIELD LLP

24
25 By: _____
26 MARCIA E. GERSTON
27 Attorneys for Defendant/Counter-Claimant
28 CITECT, INC., formerly doing business as
 CITECHNOLOGIES, INC., a North Carolina
 Corporation

1 INC., formerly doing business as CITECHNOLOGIES, INC., a North Carolina
2 Corporation, by and through their respective counsel of record, as follows:

3 **STIPULATION**

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5 2. The last date for hearing dispositive motions in this case is May 21, 2007,
6 which is 42 days before the Preliminary Pretrial Conference and Trial Setting Conference.
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11 page 1 of the Scheduling Order.

12 4. The last date to file a notice of motion to exclude an expert or any portion of
13 an expert's testimony or portion thereof is February 20, 2007. The last date for hearing, on
14 regular notice, any such motion to exclude is April 2, 2007.

16 **IT IS SO STIPULATED**, through counsel of record.

18 Dated: January 19, 2007

LAW OFFICES OF TOM FIER

19 By: _____
20

TOM FIER

21 Attorneys for Plaintiff/Counter-Claim Defendant
22 SYSLUTIONS, INC., a California corporation

23 Dated: January _____, 2007

24 McGRANE GREENFIELD LLP

25 By: _____

MARCI A. GERSTON

26 Attorneys for Defendant/Counter-Claimant
27 CTECT, INC., formerly doing business as
28 CITECHNOLOGIES, INC., a North Carolina
Corporation

ORDER

IT IS SO ORDERED.

Dated: January 25, 2007

**HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE**